

# FISCAL NOTE

## SB 744 - HB 884

March 13, 1997

**SUMMARY OF BILL:** Provides for the seizure and revocation of the driver license of any person arrested for DUI who registers .10 blood alcohol content or refuses to submit to an alcohol test. The arresting officer takes the driver license of the violator, issues a warrant and a notice of revocation. The violation is defined as a civil offense and the violator can receive a temporary driving permit by filing a request for a hearing. The revocation takes effect upon the appropriate finding by the court, independent of the criminal charges, and can be for a period of three months to one year, depending upon the driver's previous record. The court shall order reinstatement of the license, if the criminal charge is dropped or reduced. Any person can file an appeal for judicial review with the court having criminal jurisdiction in that county.

### ESTIMATED FISCAL IMPACT:

<b>Increase State Expenditures -</b>	<b>\$390,000 Recurring</b>
	<b>\$160,000 One-Time</b>
<b>Increase State Revenues-</b>	<b>\$480,000</b>
<b>Increase Local Govt Expenditures* -</b>	<b>Exceeds \$100,000</b>
<b>Increase Local Govt. Revenues -</b>	<b>Exceeds \$1,000,000</b>

	<u>Recurring</u>	<u>One-Time</u>
Personnel	\$240,000	\$
Office Expenses	25,000	
Printing/Postage	125,000	
Office Equipment		160,000
Total	<u>\$390,000</u>	<u>\$160,000</u>

Cost estimate is based on approximately 37,000 cases per year. The source of the increase in state revenue is from license reinstatement fees, processing fees, and license fees. Local revenue is derived from the \$75 court cost and the \$25 clerk fee provided for in the bill.

\*Article II, Section 24 of the Tennessee Constitution provides that: *no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

### CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director